

ATTORNEY DOCKET NO.
064731.0203

2141
SERIAL NO.
09/580,519

1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor Application of: Atul Mishra et al.
U.S. Patent Serial No.: 09/580,519
Filing Date: May 25, 2000
Examiner: Adnan M. Mirza
Group No.: 2141
Confirmation No.: 9353
Title: ELEMENT MANAGEMENT SYSTEM WITH
DYNAMIC DATABASE UPDATES BASED ON
PARSED SNOOPING

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date listed below

Judith Baqqott
Name

10/4/2004
Date of Signature

**REQUEST FOR CONSIDERATION OF AN INFORMATION
DISCLOSURE STATEMENT TIMELY FILED**

For reasons set forth below, **it is respectfully requested that the PTO file for this application be promptly forwarded to Examiner Mizra**, for confirmation that the references listed on PTO-1449 attached to the Information Disclosure Statements filed August 28, 2000 and April 30, 2001 have been considered.

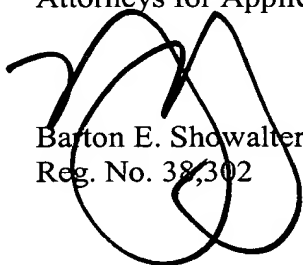
On August 28, 2000, Applicants filed an Information Disclosure Statement (IDS) with PTO-1449 form (five (5) pages) attached, listing the references submitted for consideration. Copies of the cited references were also included. This IDS was received at the U.S. Patent and Trademark Office on August 30, 2000 as shown on the returned, date-stamped postcard, copy of which is attached. On April 30, 2001, Applicants filed an Information Disclosure

Statement (IDS) with PTO-1449 form (three (3) pages) attached, listing the references submitted for consideration. Copies of the cited references were also included. This IDS was received at the U.S. Patent and Trademark Office on May 7, 2001 as shown on the returned, date-stamped postcard, copy of which is attached. For the convenience of the Examiner, copies of the Information Disclosure Statements filed August 28, 2000 and April 30, 2001 are enclosed.

A final Office Action for this application was mailed on August 25, 2004. However, Examiner Mizra has not returned a copy of the PTO-1449 form indicating consideration of the references cited in the Information Disclosure Statements filed August 28, 2000 and April 30, 2001.

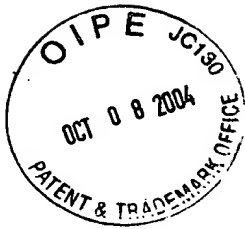
Accordingly, **Applicants hereby requests confirmation of consideration of the previously filed Information Disclosure Statements.** Examiner Mizra is requested to initial the references listed on the PTO-1449 forms to show that they were appropriately considered during examination of this Application. The Commissioner is hereby authorized to credit any overpayment, or to charge any additional fee required by this paper, to Deposit Account No. 02-0384 of Baker Botts L.L.P.

BAKER BOTTS L.L.P.
Attorneys for Applicants


Barton E. Showalter
Reg. No. 38,302

Date: October 1, 2004
2001 Ross Avenue, Suite 600
Dallas, Texas 75201-2980
(214) 953-6509

Enclosures: Copy of Information Disclosure Statement filed August 28, 2000
with Form PTO-1449;
Copy of acknowledgment post card showing
date stamp of August 30, 2000;
Copy of Information Disclosure Statement filed April 30, 2000
with Form PTO-1449;
Copy of acknowledgment post card showing
date stamp of May 7, 2001.



FN-3014

Application SN 09/580,579
Enclosed is:
☒ Cover sheet ☐ Check # _____ for \$ _____
☐ Amendment ☐ Election
☒ IDS & Form 1449 & copies of references
☐ Certified Copy of Priority App'n
☐ signed Forms \$5b/c
☐ Formal Drawings
☐ signed Declaration
☐ signed Assignment w/ cover sheet
☐ _____
Please date stamp and return this card.

Docket # _____

☐ Petition

☐ Notice of Appeal
☐ Appeal Brief (triplicate)



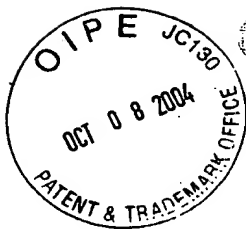
FN-3014

Application SN 09/580,579
Enclosed is:
☒ Cover sheet ☐ Check # _____ for \$ _____
☐ Amendment ☐ Election
☒ IDS & Form 1449 & copies of references
☐ Certified Copy of Priority App'n
☐ signed Forms \$5b/c
☐ Formal Drawings
☐ signed Declaration
☐ signed Assignment w/ cover sheet
☐ _____
Please date stamp and return this card.

Docket # _____

☐ Petition

☐ Notice of Appeal
☐ Appeal Brief (triplicate)



GROOVER & ASSOCIATES, P.C.
Phone 972-380-6333; Fax 972-380-4445
17000 Preston Road, Suite 230, Dallas TX 75248

Robert Groover III, *Reg'd Patent Att'y.*
Dr. Betty Formby, *Reg'd Patent Agent*

August 28, 2000

Commissioner of Patents

Box Non Fee
Washington DC 20231

Re: Patent App'n SN
09/580,519 filed 05/25/2000,
of Mishra *et al.*, entitled
"Element Management System with Dynamic Database Updates based on Parsed Snooping"
(Atty Docket No. FN-3014)

I certify that this correspondence, including the attachments listed, is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington DC 20231, on the date shown below.

8/28/00
Date of Mailing

Janet Lau
Signature of Person Mailing

Honorable Commissioner:

Enclosed is an Information Disclosure Statement (together with Form PTO-1449 and copies of cited references) in connection with the U.S. Patent Application referenced above. No extension of time or other fee is believed to be due; but any necessary extension of time is hereby requested, and any necessary fee may be charged to Deposit Account 07-2320.

Respectfully submitted,

Betty Formby
Betty Formby, Reg.No. 36,536

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Mishra *et al.*

Serial No. 09/580,519

Filed: 05/25/2000

For: Element Management System with Dynamic Database Updates
based on Parsed Snooping



: Art Unit:

: Examiner:

: Atty's Docket: FN-3014

INFORMATION DISCLOSURE STATEMENT

Honorable Commissioner of Patents and Trademarks
Washington, DC 20231

Sir:

The accompanying form PTO-1449 lists one or more documents which may be considered material to the examination of this application. A copy of each document is provided, if available.

Applicant reserves the right to establish the patentability of the claimed invention over any of the listed documents should they be applied thereagainst as references, and/or to prove that some of these documents may not be prior art, may not be within an analogous field of art, and/or may not be enabling for the teachings they purport to offer.

This statement should not be construed as a representation that an exhaustive search has been made, nor that more material information does not exist.

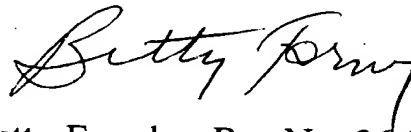
The Examiner is specifically requested to conduct an independent and thorough review of the documents, and to form his own opinions as to the significance of those documents to patentability of the claimed inventions, regardless of any of the foregoing statements concerning the significance of the references. The foregoing statements are made in good faith, and in compliance with the duty of disclosure; but they cannot

substitute for the Examiner's specialized expertise, nor are they intended to derogate from the Examiner's official duty to assess patentability.

It is also respectfully noted that the submission of this material is not intended to displace the Examiner's professional ability and duty to search. Indeed, the Examiner is specifically requested not to rely on the materials submitted herewith, but to conduct a full and independent search.

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, to indicate in the file of this patent application that the documents have been considered.

Respectfully submitted,



Betty Formby, Reg.No. 36,536
Agent for Applicant

17000 Preston Rd. #230, Dallas TX 75248
972-380-6333

Date: August 28, 2000

Form PTO-1449

U.S. Dept. of Commerce
Patent & Trademark Office

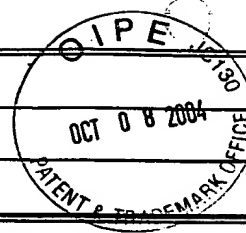
Any Docket FN-3014

SN 09/580,519

**List of Documents
Cited by Applicant**
(Use several sheets if necessary)Applicant: Mishra *et al.*

Filing Date: 05/25/2000

Group:

**U.S. PATENT DOCUMENTS**

Ex'r's In'l		Document Number	Date	Name	Class	Sub-class	Filing Date, if applicable
	AA1	5,999,179	12/7/99	Kekic <i>et al.</i>			
	AB1						
	AC1						
	AD1						
	AE1						
	AF1						
	AG1						

FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Sub-class	Trans'l'n Yes/No
	AL1						
	AM1						
	AN1						
	AO1						
	AP1						

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


	AR1	
	AS1	
	AT1	
	AU1	

Examiner:

Date Considered:

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

The "Received" stamp of the Patent and Trademark Office imprinted hereon acknowledges the filing of:

Total Pages		Total Pages
<input type="checkbox"/> New Appln.; C.P.A.; Con.; CIP.; Div.; Provisional; Converted Provisional (Specification, Claims, Abstract)	_____	<input type="checkbox"/> ___ Mo. Extension of Time _____
<input type="checkbox"/> Bibliographic Data Sheet	_____	<input type="checkbox"/> Notice of Appeal _____
<input type="checkbox"/> Declaration/power of Attorney	_____	<input type="checkbox"/> Appeal Brief _____
<input type="checkbox"/> Assignment	_____	<input type="checkbox"/> Issue Fee Transmittal _____
<input type="checkbox"/> Verified Statement	_____	<input type="checkbox"/> Check No. _____ Amt.: _____
<input type="checkbox"/> Formal Drawing	_____	<input type="checkbox"/> Check No. _____ Amt.: _____
<input checked="" type="checkbox"/> Informal Drawings	_____	<input checked="" type="checkbox"/> Serial No. <u>19/580,519</u>
<input checked="" type="checkbox"/> Amendment/Response	_____	<input checked="" type="checkbox"/> Other <u>IDS, PD-449 +</u>
<input checked="" type="checkbox"/> Rev. of Att. <u>Transmittal 2pgs.</u>		<u>4 refs accord.</u>
Name of Inventor(s): <u>Mishra, et al.</u>		Receipt Date & Serial No:
Title of Invention: <u>Element management</u>		
Client or Applicant: <u>Fujitsu</u> BB File No.: <u>104731, 0203</u>		
Mailed: <u>4/30/01</u>	Certificate of Mailing Express Mail <input type="checkbox"/>	
Due:	Receipt No.: _____	
Atty/Secy: <u>Shawatef/usbik</u>	Certificate Of Mailing First Class Mail <input checked="" type="checkbox"/>	
	Hand Delivered <input type="checkbox"/>	

BAKER BOTTS, L.L.P.

MAY 14 2001

RECEIVED

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Mishrah, et al.
Serial No.: 09/580,519
Filing Date: May 25, 2000
Group Art Unit: 2734
Title: ELEMENT MANAGEMENT SYSTEM WITH
DYNAMIC DATABASE UPDATES BASED ON
PARSED SNOOPING

Honorable Assistant Commissioner
for Patents
Washington, D.C. 20231

Dear Sir:

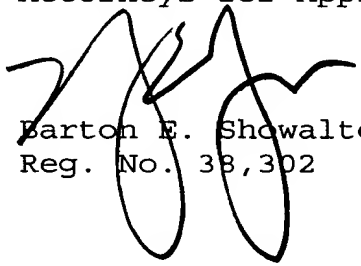
INFORMATION DISCLOSURE STATEMENT

Applicants respectfully request, pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, that the references listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified patent application. A copy of these references are enclosed for the convenience of the Examiner. Furthermore, pursuant to 37 C.F.R. § 1.97(h), no representation is made that these references qualify as prior art or that these references are material to the patentability of the present application.

Applicants respectfully submit that the claims of Applicants' above-referenced patent application are patentably distinguishable from these references.

Pursuant to 37 C.F.R. § 1.97(b), Applicants believe that this Information Disclosure Statement has been filed before the mailing date of a first office action in this case. Therefore, Applicants believe that no fee is due. However, if a fee is required, the Commissioner is hereby authorized to charge any fees or credit any overpayments to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,
BAKER BOTTS L.L.P.
Attorneys for Applicants


Barton E. Showalter
Reg. No. 38,302

2001 Ross Avenue
Dallas, Texas 75201-2980
(214) 953-6509

Date: April 30, 2001

CORRESPONDENCE ADDRESS:

Baker Botts L.L.P.
2001 Ross Avenue, Suite 600
Dallas, TX 75201-2980

PTO-1449 Information Disclosure Citation In an Application	Application No. 064731.0203		Applicant(s) Mishrah, et al.	
	Docket Number 064731.0203	Group Art Unit 2734	Filing Date May 25, 2000	

U.S. PATENT DOCUMENTS

		DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	A	5,726,979	03/10/98	Henderson, et al.	370	254	02/22/96
	B	5,761,432	06/02/98	Bergholm, et al.	395	200.56	07/15/96
	C	5,892,950	04/06/99	Rigori, et al.	395	705	08/09/96
	D	5,953,347	09/14/99	Wong, et al.	370	469	05/02/97
	E						
	F						
	G						
	H						
	I						
	J						
	K						
	L						

FOREIGN PATENT DOCUMENTS

		DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	M							
	N							
	O							
	P							
	Q							

		DOCUMENT (Including Author, Title, Source, and Pertinent Pages)	DATE
	R		
	S		
	T		

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

U.S. PATENT AND TRADEMARK OFFICE

DAL01:599939.1